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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 10306US12)

In Application of:

STEVEN E. KOENCK

Serial No. 09/270,302

Filed: March 15, 1999

For: BATTERY PACK HAVING  
MEMORY

Examiner: K. Shin

Group Art Unit: 2838

CERTIFICATE OF MAILING

I hereby certify that this  
correspondence is being deposited with the  
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Commissioner for Patents, Washington,  
D.C. 20231, on 9/17/99.

By:

Christopher C. Winslade  
Christopher C. Winslade

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

**RECEIVED**  
SEP 22 1999  
TECHNOLOGY CENTER 2800

Applicant is submitting herewith as an information disclosure statement a PTO Form 1449 which lists a new Japanese reference, 56-28476, that was recently brought to the attention of Applicant by a third party. Applicant encloses a copy of that reference. The third party also provided to Applicant an alleged English translation of that reference, but without a translation of the application and inventorship data found at the top of that reference. Applicant obtained its own translation of that data, and encloses that translation (the first sheet) along with the translation (the remainder of the document) provided to Applicant by the third party. As can be seen from the first sheet, the application filing number of the Japanese reference, 54-103382, is the same as that listed under "Foreign Application Priority Data" on the cover of the Kikuoka et al. reference (USP 4,377,787) already before the Examiner. In addition, the inventors on the Japanese reference appear to be the same as those on the Kikuoka et al. reference. Furthermore, Applicant has reviewed the English translation of the Japanese reference and believes it to be


very similar to the disclosure in the Kikuoka et al. reference. Therefore, Applicant believes the Japanese reference is merely cumulative to the Kikuoka et al. reference already before the Examiner. Nevertheless, Applicant suggests that the Examiner compare the translation to the Kikuoka et al. reference and draw his own conclusion. Applicant encloses herewith a copy of the Kikuoka et al. reference for the Examiner's convenience.

Applicant submits that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned, after reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in § 1.56(c) more than three months prior to this filing.

Should the Examiner have any questions regarding this submission, Applicant respectfully requests that the Examiner telephone the undersigned at (312) 707-8889.

Date: 9/17/99

Respectfully submitted,

  
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Christopher C. Winslade  
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